



SO ORDERED.

SIGNED this 29 day of April, 2010.


MARGARET CANGIROS-RUIZ
UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF NEW YORK

CHAPTER 13 PROCEEDING

**IN RE: DAVID SPENCER COOK,
KRISTEN LEIGH COOK,**

**ORDER DENYING CONFIRMATION
AND ORDER OF DISMISSAL**

Debtors.

Case No. **09-33026**

A hearing on confirmation of the above named debtor's plan having been heard on April 13, 2010 and Lynn Harper Wilson, Esq. having appeared on behalf of Mark W. Swimelar, Trustee and there being no appearances made on behalf of the debtors, and the Court having reviewed all of the pleadings and proceedings theretofore had herein and due deliberation having been had thereon, it is accordingly

ORDERED, ADJUDGED and DECREED, that confirmation of the debtor's plan filed October 30, 2009 be and hereby is denied pursuant to 11 U.S.C. § 1307, §1322 and §1325, and it is further

ORDERED, that the case be and hereby is dismissed pursuant to 11 U.S.C. §1307(c), and it is further

ORDERED, that the Trustee is hereby directed to file a report of any receipts and disbursements, and it is further

ORDERED, that the provisions 11 U.S.C. §362(a) and §1301 staying certain acts and proceedings against the debtors and the property are no longer in effect and that the creditors may now look directly to the debtors for satisfaction of any balances owing on their claims.

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